

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.18786 of 2018

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Vivekanand Prasad Singh S/o Late Raghubansh Narayan Singh, Advocate,
Patna High Court Residing at Flat No. S-31, Arya Manorpiya Apartment,
Sahdeo Path, West Patel Nagar, P.S.-Shastri Nagar, Patna-23... .. Petitioner/s
Versus

1. The State Of Bihar
2. The Principal Secretary, Deptt. of Urban Development and Planning, Govt. of Bihar, Patna.
3. The Commissioner, Patna Division, Patna.
4. The District Magistrate, Patna.
5. The Senior Superintendent of Police, Patna.
6. The Commissioner, Patna Municipal Corporation, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	No one
For the State	:	Mr. Rajeev Kumar Sinha, AC to AAG 7
For the PMC	:	Mr. Prasoon Sinha, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 25-07-2022

Heard learned counsel for the parties.

Petitioner has prayed for following reliefs:-

- (i) To issue an appropriate writ/ writs, order/ orders direction/ directions in the nature of writ of mandamus for calling upon the respondent authorities to present before the Court that as to how much land in totality belongs to Patna Municipal Corporation in the city of Patna with area and its location and further details of residential buildings, including government buildings on its land its area and location. Respondent

authorities may further be directed to present the figure of vacant plots under its possession with area location wise and details of the land belonging to Patna Municipal Corporation under encroachment mentioning its area and location of the same.

- (ii) Further respondent authorities may be directed to initiate the drive to free its land from encroachment and submit its status report and also any plan to deal with such land after becoming free from encroachment .
- (iii) Respondents may be further restrained from declaring the said 80 acres of land as '**Free hold**' and allotment of the same to any public person till disposal of this matter.
- (iv) Prayed further to carry out the entire encroachment operation on the said 80 acres of land under the monitoring of the Hon'ble Court.
- (v) For any other relief or reliefs which may deem fit and proper in the facts and circumstances of the case.

No one appears on behalf of the petitioner.

The petitioner has only referred to and relied upon a news report indicating that 80 acres of land valuing one thousand crores belonging to Patna Municipal Corporation remains untraced on paper.

Allegedly the land is located in Buddha Colony, Digha Area near the bank of river Ganges of Patna city.

No other details are there in the petition.

We are of the considered view that the issue can be best addressed by the authorities, should the petitioner invite attention of the issues highlighted in the present petition.

As such, we dispose of the present petition reserving liberty to the petitioner or any other public spirited person to raise the issue with the authorities and only after proper verification of facts, seek appropriate remedy in accordance with law.

(Sanjay Karol, CJ)

(S. Kumar, J)

Sanjay/- Ranjan

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	30.07.2022
Transmission Date	NA